

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

**NOTICE OF ASSIGNMENT
FOR STATEMENT OF WATER DIVERSION AND USE**

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Ladies and Gentlemen:

I have assigned all my right, title, and interest in my Statement of Water Diversion and Use,

Statement Number 1578

on file with the State Water Resources Control Board to:

Stokes Brothers Farms, a General Partnership, 69.1%; Leslie E. Dixon, 31.4%; and

Robert Mori II, 6.7%

whose address is:

c/o Stokes Brothers Farms, P. O. Box 667

(Address)

Thornton

(City)

CA

(State)

95686

(Zip code)

Telephone No. (209) 794-2515

George E. Housken

(Name)

(Signature)

Telephone No. (775) 782-0211

Dated: 4/11/08

State of California, State Water Resources Control Board

Division of Water Rights
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S0 01578

200₀, 200₁, 20₀₂

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

Stokes Bros. Farms, a General Partnership
Leslie E. Dixon
Robert Mori II

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 200₀

Primary Contact:

William T. Stokes

P.O. Box 57

Thornton, CA 95686

Phone No. (209) 794-2515

Fax No.

E-mail Address:

Agent:

William T. Stokes

Address:

P. O. Box 57

Thornton, CA 95686

Phone No.

(209) 794-2515

Fax No.

E-mail Address:

Source Name: Mokelumne River

Tributary To: San Joaquin River

County: San Joaquin

Diversion within: SE 1/4 of SW 1/4 Section 34, T 5N, R 5E, MD B&M

Year of First Use: c. 1890

Name of Diversion works: Housken Pump

Assessor Parcel Number of the Diversion site: 001-210-028

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☒ Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) c. 1890

C. **Quantity of Water Used:** The quantity (or the approximate quantity) of water used each month and entered in the table below is shown in units of: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) ☒

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2000 | | | 10 | 25 | 110 | 120 | 140 | 64 | 32 | 40 | | | 541 |
| 2001 | | | 10 | 25 | 104 | 120 | 140 | 139 | 32 | 40 | | | 605 |
| 2002 | | | 10 | 25 | 110 | 120 | 140 | 114 | 102 | 40 | | | 661 |

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 96 + 49 acres; Stockwatering _____; Domestic _____;

Other (specify) _____

Parcel Number(s) of Place of Use: 001-130-23, -41, -44, -45, -46, -47

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

EWRI/NS/CM
5/17/09

S-601578

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/6, 2098 at Thornton, California, California

SIGNATURE: William Stokes

PRINTED NAME: William T Stokes
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

| ITEM | CONTINUATION |
|-------|--------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

S0 01578

2003, 2004, 2005

Owner(s) of Record:

Stokes Bros. Farms, a General Partnership

Leslie E. Dixon

Robert Mori II

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2005

Primary Contact:

William T. Stokes

P.O.Box 57

Thornton, CA 95686

Agent: William T. Stokes

Address: P. O. Box 57

Thornton, CA 95686

Phone No. (209) 794-2515

Phone No. (209) 794-2515

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: Mokelumne River

Tributary To: San Joaquin River

County: San Joaquin

Diversion within: SE 1/4 of SW 1/4 Section 34, T 5N, R 5E, MD B&M

Year of First Use: c. 1890

Name of Diversion works: Housken Pump

Assessor Parcel Number of the Diversion site: 001-210-028

A. **Water Is Used Under:** Riparian claim X Pre-1914 claim X Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) c. 1890

C. **Quantity of Water Used:** The quantity (or the approximate quantity) of water used each month and entered in the table below is shown in units of: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) _____

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2003 | | | | | | | | | | | | | |
| 2004 | | | | | | | | | | | | | |
| 2005 | | | | | | | | | | | | | |

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 96 + 49 acres; Stockwatering _____; Domestic _____;

Other (specify) _____

Parcel Number(s) of Place of Use: 001-130-23, -41, -44, -45, -46, -47

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

BW/EMS/cm
4/17/09

5001578

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/6, 2008 at Thornton, California

SIGNATURE: William T Stokes

PRINTED NAME: William T Stokes
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

| ITEM | CONTINUATION |
|-------|--------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

| |
|--|
| S0 01578 |
| 200 <u>0</u> , 200 <u>1</u> , 20 <u>02</u> |

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

Stokes Bros. Farms, a General Partnership
Leslie E. Dixon
Robert Mori II

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 200

Primary Contact:

William T. Stokes
P.O. Box 57
Thornton, CA 95686

Agent: William T. Stokes

Address: P. O. Box 57
Thornton, CA 95686

Phone No. (209) 794-2515

Phone No. (209) 794-2515

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: Mokelumne River

Tributary To: San Joaquin River

County: San Joaquin

Diversion within: SE 1/4 of SW 1/4 Section 34, T 5N, R 5E, MD B&M

Year of First Use: c. 1890

Name of Diversion works: Housken Pump

**Assessor Parcel Number
of the Diversion site:** 001-210-028

A. **Water Is Used Under:** Riparian claim X Pre-1914 claim X Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) c. 1890

C. **Quantity of Water Used:** The quantity (or the approximate quantity) of water used each month and entered in the table below is shown in units of: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) _____

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2000 | | | | | | | | | | | | | |
| 2001 | | | | | | | | | | | | | |
| 2002 | | | | | | | | | | | | | |

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 96 + 49 acres; Stockwatering _____; Domestic _____;

Other (specify) _____

Parcel Number(s) of Place of Use: 001-130-23, -41, -44, -45, -46, -47

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

EWRS/CM
6/17/09

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/6, 2008 at Thornton, California

SIGNATURE: William Stokes

PRINTED NAME: William T Stokes
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

| ITEM | CONTINUATION |
|-------|--------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

S0 01578

2003, 2004, 2005

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

Stokes Bros. Farms, a General Partnership
Leslie E. Dixon
Robert Mori II

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 200_

Primary Contact:

William T. Stokes
P.O. Box 57
Thornton, CA 95686

Agent: William T. Stokes

Address: P. O. Box 57
Thornton, CA 95686

Phone No. (209) 794-2515

Phone No. (209) 794-2515

Fax No:

Fax No.

E-mail Address:

E-mail Address:

Source Name: Mokelumne River

Tributary To: San Joaquin River

County: San Joaquin

Diversion within: SE 1/4 of SW 1/4 Section 34, T 5N, R 5E, MD B&M

Year of First Use: c. 1890

Name of Diversion works: Housken Pump

**Assessor Parcel Number
of the Diversion site:** 001-210-028

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☒ Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) c. 1890

C. **Quantity of Water Used:** The quantity (or the approximate quantity) of water used each month and entered in the table below is shown in units of: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) _____

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| 2003 | | | 10 | 25 | 110 | 120 | 130 | 114 | 102 | 40 | | | 651 |
| 2004 | | | 10 | 25 | 110 | 120 | 130 | 124 | 102 | 40 | | | 661 |
| 2005 | | | 10 | 25 | 110 | 120 | 130 | 124 | 70 | 40 | | | 629 |

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 96 + 49 acres; Stockwatering all are 130; Domestic _____

Other (specify) _____

Parcel Number(s) of Place of Use: 001-130-23, -41, -44, -45, -46, -47

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____
Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

*EWREMS/cm
6/17/09*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5/6, 2008 at Thornton, California

SIGNATURE: _____

PRINTED NAME: William T Stokes
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

| ITEM | CONTINUATION |
|-------|--------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

BA SLN

DANIEL F. GALLERY
JESSE W. BARTON

GALLERY & BARTON
A PROFESSIONAL LAW CORPORATION
1112 I STREET, SUITE 240
SACRAMENTO, CA 95814-2865

P: (916) 444-2880
F: (916) 444-6915
WWW.GALLERYBARTONLAW.COM

WRITER'S E-MAIL: dgallery@gallerybartonlaw.com

August 25, 2008

Division of Water Rights
State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812-2000

2008 AUG 26 PM 1:24
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

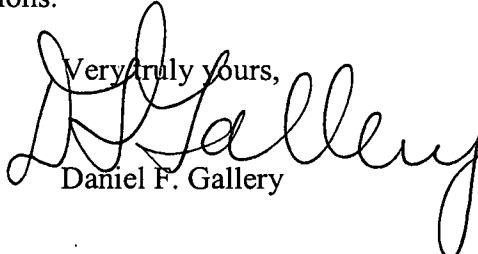
**RE: SUPPLEMENTAL STATEMENTS OF WATER DIVERSION AND USE -
STATEMENT 1578**

Enclosed herewith are Supplemental Statements of Water Diversion and Use from the Mokelumne River in San Joaquin County, within the SE ¼ of the NW ¼ of Section 34, T 5 N, R 5 E, MDB&M, for the years 2000 to 2005. This diversion is for what is known on the Housken Pump on the Mokelumne River, which has irrigated the lands formerly known as the Housken Ranch near Thornton, California, since the late 1800s.

The last Statement filed with the SWRCB for this diversion was the original Statement filed by George Housken on June 27, 1967. Since that time, no supplemental statements were filed for the diversion. Beginning in the early 1960s, the Housken family leased the Ranch property to members of the A.E. Dixon family continuously until the late 1990s, at which time a portion of the property was sold to Leslie E. Dixon, a portion was sold to the Stokes Farm Partnership, and the remainder was sold to Mr. Robert Morri, II. Also enclosed herewith is a Notice of Assignment of the Statement 1578 water right, from George E. Housken to those transferees.

Also included herewith is a copy of a Statement of Leslie E. Dixon indicating that the water was used continuously during those years on the Housken Ranch, during all of which time the Ranch was being leased to members of the A.E. Dixon family, of which Leslie E. Dixon is a member. The Board's file on Statement 1578 indicates that supplemental statement forms were sent in the mid-1990s to the Housken Ranch at P. O. Box 125, at *Orland*, California, and returned to the Board for non-delivery. The Housken Ranch is in San Joaquin County, near Thornton, California and the address of the Housken Ranch was always P.O. Box 125, *Thornton*, CA. That error on the address may explain why no Statements were filed throughout that period.

Please contact me if you have any questions.

Very truly yours,

Daniel F. Gallery

Cc: Mr. Bill Stokes
Mr. Leslie E. Dixon